IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 11TH SEPTEMBER 2007 / 20TH BHADRA 1929

Bail Appl..No. 5459 of 2007()

CMP.6620/2007 of J.M.F.C.,KATTAKADA
CRIME NO.176/2007 OF MARANALLOOR POLICE STATION

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PETITIONERS/ACCUSED 1 & 2

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1. SANTHOSH, S/O.CHANDRAN,
THOTTARIKATHU PUTHEN VEEDU,
KANDALA CHANAMKUZHI, MARANALLOOR DESOM,
MARANALLOOR VILLAGE.

2. ARUNKUMAR @ MANIKUTTAN,
S/O.THANKARAJ, THOTTARIKATHU VEEDU,
CHANAMKUZHI, KANDALA, KATTUVILA,
MARANALLOOR, MARANALLOOR VILLAGE.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.K.SATHEESH KUMAR
SRI.P.P.BIJU

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REP. BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 11/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.5459 of 2007

Dated this the 11th day of September 2007

O R D E R

Application for regular bail. Petitioners are accused 1 and 2. They were allegedly found engaging themselves in the illicit activity of distilling liquor. 10 litres of wash, 5 litres of arrack and utensils for distillation were allegedly seized on 21/8/2007. The petitioners were arrested and continues in custody from that date. They have no history of any criminal antecedents, submits the learned Public Prosecutor.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigating officer is granted reasonable further time to complete the investigation and I am satisfied that regular bail can be granted to the petitioners subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioners can now be enlarged on bail on the following terms and conditions:

i) The petitioners shall not be released on bail on the strength of this order prior to 22/09/2007. The investigating officer shall, in the meantime, make every endeavour to complete the investigation.

ii) They shall execute bonds for Rs.50,000/- (Rupees fifty thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioners shall make themselves available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007